

FILED
U.S. DISTRICT COURT
DISTRICT OF NEBRASKA

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OFFICE OF THE CLERK
~~DOCKET NO. 1657~~

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

JUL 25 2005

FILED
CLERK'S OFFICE

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE VIOXX PRODUCTS LIABILITY LITIGATION

05-509
05-285

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-20)

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 832 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, 360 F.Supp.2d 1352 (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Michael J. Beck
Michael J. Beck
Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

AUG 10 2005

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

SCHEDULE CTO-20 - TAG-ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX PRODUCTS LIABILITY LITIGATION

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
ALABAMA NORTHERN	
ALN 2 05-1265	Willie E. Smith v. Merck & Co., Inc.
ALN 2 05-1275	Kathryn Gates, et al. v. Merck & Co., Inc.
ALN 2 05-1334	Orrie Q. Johnson, etc. v. Merck & Co., Inc.
ARKANSAS EASTERN	
ARE 2 05-133	Elizabeth Kennedy v. Merck & Co., Inc., et al.
ARE 2 05-135	Ronald Johnson, et al. v. Merck & Co., Inc., et al.
CALIFORNIA CENTRAL	
CAC 2 05-4073	Doris Aaron v. Merck & Co., Inc., et al. Vacated 8/9/05
CALIFORNIA NORTHERN	
CAN 3 05-2244	Mylene Edsall, et al. v. Merck & Co., Inc. Vacated 8/9/05
COLORADO	
CO 1 05-1055	Joseph F. Hatala, et al. v. Merck & Co., Inc.
CONNECTICUT	
CT 3 05-995	Thomas Gainey, etc. v. Merck & Co., Inc.
FLORIDA MIDDLE	
FLM 2 05-285	Donald Allain, et al. v. Merck & Co., Inc.
FLM 2 05-292	Barbara Steele v. Merck & Co., Inc.
FLM 6 05-847	Linda Gecosky, et al. v. Merck & Co., Inc.
FLM 8 05-1096	Bruce A. Bruce, et al. v. Merck & Co., Inc.
FLORIDA SOUTHERN	
FLS 0 05-60959	Marjorie Borsum, et al. v. Merck & Co., Inc.
FLS 1 05-21529	Kermit Lee, et al. v. Merck & Co., Inc.
GEORGIA NORTHERN	
GAN 1 05-1525	Sylvester Storey v. Merck & Co., Inc.
GAN 1 05-1607	Tamberlyn Y. Telgen, etc. v. Merck & Co., Inc.
ILLINOIS SOUTHERN	
ILS 3 05-450	Stanley Hayes v. Merck & Co., Inc., et al. Opposed 8/9/05
KENTUCKY WESTERN	
KYW 3 05-351	Lois Hammond, et al. v. Merck & Co., Inc., et al. Opposed 8/9/05
LOUISIANA MIDDLE	
LAM 3 05-846	J.M. Walters, Jr. v. Merck & Co., Inc.
LAM 3 05-904	Edward Smith v. Merck & Co., Inc.
LOUISIANA WESTERN	
LAW 2 05-1137	Lester Fontenot v. Merck & Co., Inc.
LAW 3 05-190	Elizabeth A. Bradley v. Merck & Co., Inc.
MASSACHUSETTS	
MA 1 05-11307	Patricia Rafferty v. Merck & Co., Inc.
MA 1 05-11308	Celia Houghton, et al. v. Merck & Co., Inc.

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DIST. DIV. C.A. #CASE CAPTION

MA 1 05-11309
MA 1 05-11310

Dorothy M. Basile v. Merck & Co., Inc.
Ernest Pleasant v. Merck & Co., Inc.

MARYLAND

MD 8 05-1662

Paul Williams, etc. v. Merck & Co., Inc.

MINNESOTA

MN 0 05-1161
MN 0 05-1188
MN 0 05-1218
MN 0 05-1219
MN 0 05-1229

Elaine H. Akerstrom v. Merck & Co., Inc.
Lawrence Junior Lowrie v. Merck & Co., Inc.
Charles A. Agnew v. Merck & Co., Inc.
Betty E. Johnson v. Merck & Co., Inc.
Kenneth K. Broman v. Merck & Co., Inc.

MISSOURI EASTERN

MOE 4 05-298
MOE 4 05-306

David Braun, et al. v. Merck & Co., Inc., et al.
Ella Price, et al. v. Merck & Co., Inc., et al.

MISSISSIPPI NORTHERN

MSN 1 05-145

Perry Wayne Robertson v. Merck & Co., Inc.

NORTH CAROLINA EASTERN

NCE 5 05-441

David Howard v. Merck & Co., Inc., et al.

NEBRASKA

NE 7 05-5009
NE 8 05-285

Oliver S. Mason v. Merck & Co., Inc.
Mary M. Kleber v. Merck & Co., Inc.

NEW HAMPSHIRE

NH 1 05-227

William Miller, et al. v. Merck & Co., Inc.

NEVADA

~~NV 3 05-332~~

~~Jennie Alfred, et al. v. Merck & Co., Inc., et al. Opposed 8/9/05~~

NEW YORK EASTERN

NYE 1 05-2952
NYE 1 05-2971
NYE 2 05-2833

Frida Goldenberg v. Merck & Co., Inc., et al.
Annemarie Tullo, et al. v. Merck & Co., Inc.
Marc Salzberg, et al. v. Merck & Co., Inc.

NEW YORK NORTHERN

NYN 5 05-761

Diane M. Mann, etc. v. Merck & Co., Inc.

NEW YORK SOUTHERN

NYS 1 04-6106
NYS 1 05-4563
NYS 1 05-5516
NYS 1 05-5517
NYS 1 05-5519
NYS 1 05-5522
NYS 1 05-5523
NYS 1 05-5928
NYS 1 05-5929
NYS 1 05-5931
NYS 1 05-5932
NYS 1 05-5933
NYS 1 05-6007
NYS 1 05-6008
NYS 1 05-6010

Olga Dana, et al. v. Merck & Co., Inc.
Taiwo Sapara v. Merck & Co., Inc.
Matilde Velasquez v. Merck & Co., Inc.
Sukhrajie Seeraj v. Merck & Co., Inc., et al.
Frank Altomare, et al. v. Merck & Co., Inc., et al.
Norma Young v. Merck & Co., Inc., et al.
Patricia Garrow v. Merck & Co., Inc., et al.
Vasilios Patrakas v. Merck & Co., Inc.
Dionysios Patrakas, et al. v. Merck & Co., Inc.
Effie Patrakas, et al. v. Merck & Co., Inc.
Harry Patrakas v. Merck & Co., Inc.
Dimostithinis Patrakas v. Merck & Co., Inc.
Nicholaos Drenis v. Merck & Co., Inc.
Peter Stagias, et al. v. Merck & Co., Inc.
Angelos Psomos v. Merck & Co., Inc.

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NYS 1 05-6011	Michael Mitaras v. Merck & Co., Inc.
NYS 1 05-6013	Fotis Miltalios v. Merck & Co., Inc.
NYS 1 05-6044	Diamonto Vartsakis v. Merck & Co., Inc.
NYS 1 05-6045	Alexandros Garidis v. Merck & Co., Inc.
NYS 1 05-6046	Faina Shamis v. Merck & Co., Inc.
NYS 1 05-6047	Raisa Yarosh v. Merck & Co., Inc.
NYS 1 05-6102	Diana Hauzenberg, et al. v. Merck & Co., Inc.
NYS 1 05-6103	Petros Ikonomidis v. Merck & Co., Inc.
NYS 1 05-6104	Carlo Dana, et al. v. Merck & Co., Inc.
NYS 7 05-5784	Philip Ginsberg, et al. v. Merck & Co., Inc.

NEW YORK WESTERN

~~NYW 6 05-6338~~ ~~Lynn Krieger v. Merck & Co., Inc., et al.~~ Opposed 8/8/05

OHIO NORTHERN

OHN 3 05-7123	Judith U. Williams, et al. v. Merck & Co., Inc.
OHN 3 05-7124	Charles J. Hughes v. Merck & Co., Inc.
OHN 4 05-791	Christina Raynor v. Merck & Co., Inc.

OREGON

~~OR 6 05-6184~~ ~~Wayne S. Harger v. Merck & Co., Inc., et al.~~ Opposed 8/9/05

PENNSYLVANIA EASTERN

PAE 2 05-2566	James Lipe, et al. v. Merck & Co., Inc.
PAE 2 05-2716	Elvira Abundiz, et al. v. Merck & Co., Inc.
PAE 2 05-2718	Edward D. Arnold, et al. v. Merck & Co., Inc.
PAE 2 05-2719	Betty G. Baker v. Merck & Co., Inc.
PAE 2 05-2814	Augustus Bidwell, et al. v. Merck & Co., Inc.
PAE 2 05-2815	Helen M. Booth v. Merck & Co., Inc.
PAE 2 05-2816	Charles U. Busch, et al. v. Merck & Co., Inc.
PAE 2 05-2944	Carol A. Greene, etc. v. Merck & Co., Inc.
PAE 2 05-3069	William F. Hess, Jr. v. Merck & Co., Inc.

SOUTH CAROLINA

SC 7 05-1791	Robert Wilkins, etc. v. Merck & Co., Inc.
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TENNESSEE WESTERN

TNW 1 05-1159	Jerry Foster, et al. v. Merck & Co., Inc., et al.
TNW 1 05-1160	Charmian A. Wright, et al. v. Merck & Co., Inc., et al.
TNW 1 05-1166	Denny E. West v. Merck & Co., Inc., et al.

TEXAS EASTERN

TXE 1 05-408	Arnold Kidd v. Merck & Co., Inc., et al.
TXE 2 05-218	Chiquita Alexander, et al. v. Merck & Co., Inc.
TXE 2 05-221	Beulah Luper, et al. v. Merck & Co., Inc., et al.
TXE 2 05-222	Wayne Venters v. Merck & Co., Inc., et al.
TXE 2 05-223	Kevin F. Smith, et al. v. Merck & Co., Inc., et al.
TXE 2 05-224	Dawn Shelton v. Merck & Co., Inc., et al.
TXE 2 05-225	Dorothy M. Shreves v. Merck & Co., Inc., et al.
TXE 2 05-226	Sheila Seitz, et al. v. Merck & Co., Inc., et al.
TXE 2 05-227	David Sacco, et al. v. Merck & Co., Inc., et al.
TXE 2 05-228	Bill R. Owens, et al. v. Merck & Co., Inc., et al.
TXE 2 05-229	Daniel D. Otstott, etc. v. Merck & Co., Inc., et al.
TXE 2 05-230	Patsy J. Moses, etc. v. Merck & Co., Inc., et al.
TXE 2 05-231	Chad Morphew v. Merck & Co., Inc., et al.
TXE 2 05-232	Patricia A. McQuatters, et al. v. Merck & Co., Inc., et al.
TXE 2 05-234	Birdie Williams, etc. v. Merck & Co., Inc., et al.

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DIST. DIV. C.A. #CASE CAPTION

TXE 2 05-235	Bettye E. Jackson, et al. v. Merck & Co., Inc., et al.
TXE 2 05-236	Charles E. Gentry, et al. v. Merck & Co., Inc., et al.
TXE 2 05-237	Ronald D. Coffinan, et al. v. Merck & Co., Inc., et al.
TXE 2 05-238	Sandra P. Brown, et al. v. Merck & Co., Inc., et al.
TXE 2 05-239	Carolyn A. Brannon, et al. v. Merck & Co., Inc., et al.
TXE 2 05-240	Marcelline Bowe v. Merck & Co., Inc., et al.
TXE 2 05-241	Ken Katzenmaier, et al. v. Merck & Co., Inc., et al.
TXE 2 05-242	Barbara J. Kenyon, et al. v. Merck & Co., Inc., et al.
TXE 2 05-243	Diana J. Kenney v. Merck & Co., Inc., et al.
TXE 2 05-244	Beverly S. Carroll, et al. v. Merck & Co., Inc., et al.
TXE 2 05-245	James R. Johnson, et al. v. Merck & Co., Inc., et al.
TXE 2 05-272	Dorothy J. Debri, et al. v. Merck & Co., Inc., et al.
TXE 2 05-274	Liza Lacour v. Merck & Co., Inc., et al.
TXE 2 05-275	Anthony Henry, et al. v. Merck & Co., Inc., et al.
TXE 2 05-276	Renee Mouton-Taylor, et al. v. Merck & Co., Inc., et al.

TEXAS SOUTHERN

TXS 4 05-2028	Kimberly Linzer-Cole v. Merck & Co., Inc.
TXS 6 05-72	Genevive Jordan, et al. v. Merck & Co., Inc.

TEXAS WESTERN

TXW 1 05-445	Gregory Bilton, etc. v. Merck & Co., Inc.
TXW 1 05-446	Robert Jackson, et al. v. Merck & Co., Inc.
TXW 1 05-447	William Douglas Simpson, et al. v. Merck & Co., Inc.
TXW 1 05-448	Robert Meyer, etc. v. Merck & Co., Inc.
TXW 1 05-478	Jimmy R. Scarborough, Sr., et al. v. Merck & Co., Inc.

WASHINGTON EASTERN

WAE 2 05-184	David Barnes, et al. v. Merck & Co., Inc.
WAE 2 05-186	Elsa Mazac, et al. v. Merck & Co., Inc.
WAE 2 05-187	John Michler, et al. v. Merck & Co., Inc.

WASHINGTON WESTERN

WAW 3 05-5398	Daria L. Marvin-McPherson, et al. v. Merck & Co., Inc.
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Hon. Joseph F. Bataillon
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 3259 Roman L. Hruska
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 111 South 18th Plaza
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Hon. Sharon Lovelace Blackburn
 U.S. District Judge
 730 Hugo L. Black
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 1729 5th Avenue North
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Hon. Terrence W. Boyle
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Hon. Robert J. Bryan
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 4427 U.S. Courthouse
 1717 Pacific Avenue
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Hon. Susan C. Bucklew
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 801 North Florida Avenue
 Tampa, FL 33602-3800

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 U.S. District Judge
 1350 Daniel Patrick Moynihan
 U.S. Courthouse
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~~U.S. Courthouse~~
~~211 East 7th Avenue~~
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Hon. Anne C. Conway
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 646 George C. Young U.S.
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 80 N. Hughey Avenue
 Orlando, FL 32801

Hon. Marcia G. Cooke
 U.S. District Judge
 U.S. District Court, Federal
 Courthouse Square
 301 North Miami Avenue
 6th Floor
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Hon. Virginia Maria Hernandez
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 3-160 U.S. Courthouse
 & Federal Building
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 Fort Myers, FL 33901

Hon. Wiley Y. Daniel
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 C-218 Bryon G. Rogers
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 Denver, CO 80294

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 U.S. District Judge
 410 Thurgood Marshall
 U.S. Courthouse
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 Tyler, TX 75702

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 & U.S. Courthouse
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 309 U.S. Courthouse
 & Post Office Building
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 Texarkana, TX 75501

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 U.S. District Court
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PAGE 2 OF 3

Hon. Lynn N. Hughes
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15A Carl B. Stokes
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PAGE 3 OF 3

Hon. Eduardo C. Robreno
U.S. District Judge
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Hon. Patti B. Saris
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